

GOVERNMENT OF ANDHARA PRADESH

ABSTRACT

Public Servants - Revenue Department - Allegation of corruption against Mohd. Mehaboob Ali, Village Revenue Officer, Basavapuram Village, Bhongir Mandal, Nalgonda District - Trapped by the Anti-Corruption Bureau Officials on 11-09-2009 - Sanction of Prosecution - Orders - Issued.

REVENUE (VIGILANCE-VII) DEPARTMENT

G.O.Ms.No. 628

Dated: 16-07-2010.

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ORDER:

Whereas, Sri Mohd. Mehaboob Ali, S/o.Sri Abdul Rashhed, joined in Government service on 09-09-1987. He worked as Village Revenue Officer, Basavapuram Village, Bhongir Mandal, Nalgonda District from 01-07-2007 to 11-09-2009 and by virtue of the post held by him, he falls under the category of public servant as defined under section 2(c) of the Prevention of Corruption Act, 1988 (Act 49 of 1988);

2. And whereas, it is alleged that Sri Koyagura Veera Swamy, S/o.Sri Achaiah, Age:56 years, Occupation: Agriculture, resident of Basavapuram Village, Bhongir Mandal, Nalgonda District came to the office of the Deputy Superintendent of Police, Anti-Corruption Bureau, Hyderabad Range, Hyderabad and lodged a written complaint in Telugu stating that he got Ac.9-00 of Agriculture dry land in Sy.No.182,183 and 194 situated at Basavapuram Village, Bhongir Mandal. Out of which, he gifted Ac.4-28 guntas to his wife Smt.Hamsamma and got the gift deed registered on her name in the month of November, 2008. After which, he furnished the copy of the registered Gift Deed to Sri Mohd. Mehaboob Ali, Village Revenue Officer, Basavapuram Village and requested to mutate and issue Pattadar Pass Book in the name of his wife Smt.Hamsamma. Sri Mohd. Mehaboob Ali, Village Revenue Officer delayed the issue of Pattadar Pass Book and troubled him in many ways by saying that he would hand over the Pattadar Pass Books after obtaining the signatures of Tahsildar and Revenue Divisional Officer, Bhongir and demanded a bribe of Rs.3,500/-. Again on 05-09-2009 Sri Koyagura Veera Swamy met the Village Revenue Officer, Sri Mohd. Mehaboob Ali at his residence at Bhongir and requested him to issue the Pattadar Pass Books, but the Village Revenue Officer, Sri Mohd. Mehaboob Ali reiterated his earlier demand of Rs.3,500/- as bribe. Upon which, Sri Koyagura Veera Swamy stated that he is a farmer and expressed his inability to pay that much amount as bribe. On his persistent requests, the Village Revenue Officer, Sri Mohd. Mehaboob Ali scaled down his demand of bribe to Rs.2,500/-and stated that only on the payment of bribe of Rs.2,500/- he would give the Pattadar Pass Books after getting the signatures of Tahsildar and Revenue Divisional Officer, Bhongir. As there was no other go to Sri Koyagura Veera Swamy, he agreed to pay the said demanded bribe amount to the Village Revenue Officer Sri Mohd. Mehaboob Ali saying that he would come and meet him in two or three days along with bribe amount. As Sri Koyagura Veera Swamy was not willing to pay the bribe amount to Sri Mohd.Mehaboob Ali, Village Revenue Officer, Basavapuram Village and unless he paid the bribe amount, his work would not be done. Hence, Sri Koyagura Veera Swamy requested for taking necessary action against Sri Mohd. Mehaboob Ali, Village Revenue Officer, Basavapuram Village, Office of the Tahsildar, Bhongir Mandal, Nalgonda District. The Deputy Superintendent of Police, Anti-Corruption Bureau, Hyderabad Range, Hyderabad after due enquiry, registered a case in Cr.No.15/ACB-HR/2009 under section 7 of the Prevention of Corruption Act, 1988 on 11-09-2009 at 09:00 hours and investigated into;

3. And whereas, it is alleged that on the date of trap, i.e., on 11-09-2009, Sri Koyagura Veera Swamy after leaving the trap party, proceeded on foot to the house of Sri Mohd. Mehaboob Ali, Village Revenue Officer, situated at about 300 to 400 yards away from where he alighted the Jeep on the road near RTC bus stand and was followed by the trap party. After reaching the house of Sri Mohd. Mehaboob Ali, Village Revenue Officer, he went near to the main door of the house found open and noted Sri

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Mohd. Mehaboob Ali, sitting in a fiber chair in the front room. On Seeing him, Sri Mohd. Mehaboob Ali, welcomed Sri Koyagura Veera swamy into the house and enquired whether the demanded bribe was brought. Sri Koyagura Veera Swamy gave affirmative reply, then Sri Mohd. Mehaboob Ali, Village Revenue Officer asked him to pay the same. Then Sri Koyaguru Veera Swamy took out the wad of currency notes from his right side shirt pocket and offered to Sri Mohd. Mehaboob Ali, Village Revenue Officer, who received the said amount with his right hand, counted with both hands and kept them in his right side pant pocket. Then Sri Mohd. Mehaboob Ali brought Pattadar Pass Book from the house and handed over the same to Sri Koyagura Veera Seamy. When he asked about the Title Deed, Sri Mohd. Mehaboob Ali, Village Revenue Officer stated that the same was being sent to the Office of the Revenue Divisional Officer through the Office of the Tahsildar, Bhongir and the same would be handover to him in a day or two, after getting the signature of the Revenue Divisional Officer. Then Sri Koyagura Veera Swamy came out of the house of Village Revenue Officer Sri Mohd. Mehaboob Ali on to the road and gave the pre-arranged signal to the trap party. Immediately, the trap party rushed to the house of Sri Mohd. Mehaboob Ali, Village Revenue Officer, introduced themselves and conducted Phenolphthalein test. Both the hand fingers of Mohd. Mehaboob Ali, Village Revenue Officer when subjected to Phenolphthalein test, yielded positive results. The tainted amount of Rs.2,500/- was recovered from the possession of Sri Mohd. Mehaboob Ali, Village Revenue Officer from his right side wearing pant pocket at his instance and the same was seized under cover of post-trap proceedings. The inner flap of his right side wearing pant pocket also yielded positive result;

4. And whereas, the aforesaid acts of the said Sri Mohd. Mehaboob Ali, Village Revenue Officer, Basavapuram Village, Bhongir Mandal, Nalgonda District constitute offences punishable under section 7 and sub-section (2) of section 13 read-with clause (d) of sub-section (1) of section 13 of the Prevention of Corruption Act, 1988 (Act 49 of 1988);

5. And whereas, the Government of Andhra Pradesh being the competent authority to remove the said Sri Mohd. Mehaboob Ali, Village Revenue Officer, Basavapuram Village, Bhongir Mandal, Nalgonda District from Government service, after fully and carefully examining the material i.e., Preliminary Report, a copy of the First Information Report, copies of the Mediators' Reports-I & II, Final Report of the Director General, Anti-Corruption Bureau, and other material placed before them, in respect of the aforesaid allegations and having regard to the facts and circumstances of the case, consider that the said Sri Mohd. Mehaboob Ali, Village Revenue Officer, Basavapuram Village, Bhongir Mandal, Nalgonda District should be prosecuted, in a court of law, for the aforesaid offences;

6. Now, therefore, in exercise of the powers conferred by clause (b) of sub-section (1) of section 19 of the Prevention of Corruption Act, 1988 (Act 49 of 1988), the Government of Andhra Pradesh hereby accord sanction for prosecution of the said Sri Mohd. Mehaboob Ali, Village Revenue Officer, Basavapuram Village, Office of the Tahsildar, Bhongir Mandal, Nalgonda District for the above said offences punishable under sections 7 and 13(2) read-with section 13(1)(d) of the Prevention of Corruption Act, 1988 (Act 49 of 1988) and for any other cognate offences punishable under any other provisions of law, for the time being in force, in respect of the aforesaid acts and for taking cognizance of the said offences, by a court of competent jurisdiction.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

ASUTOSH MISHRA

PRINCIPAL SECRETARY TO GOVERNMENT

To
The Director General,
Anti-Corruption Bureau,
Andhra Pradesh, Hyderabad.

//Forwarded by Order//

Section Officer